

OCA FILE LEG 5  
DRUG

OCA 3389-89  
28 September 1989

MEMORANDUM FOR:

[REDACTED]  
Counternarcotics Center

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[REDACTED]  
Chief, Special Activities Division  
Office of General Counsel

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FROM:

[REDACTED]  
Legislation Division  
Office of Congressional Affairs

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SUBJECT: H.R. 3304

1. Attached for your information is a copy of H.R. 3304 which was introduced by Representative Geren on September 20, 1989. You will note that the bill, entitled the "Anti-Drug Trafficking Act of 1989", would prohibit the United States from providing assistance to the government of any drug-trafficking country.

2. The bill also allows the head of any Federal agency to exchange information relating to drug trafficking with officials of State or local law enforcement agencies. Since this section is permissive rather than obligatory, I believe it will not harm Agency equities.

3. We will monitor this legislation and inform you if it begins to move. Please feel free to provide any comments you may have.

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Attachment

~~ADMINISTRATIVE INTERNAL USE~~

SUBJECT: H.R. 3304

OCA/LEG/ [ ] (27 Sep 1989)

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LEGI-SLATE Report for the 101st Congress Tue, September 26, 1989 11:34am (EDT)

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Report for H.R.3304 Impeding of Drug Trafficking Affecting the United States,  
Provision  
As introduced in the House  
Complete Text of this version

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101st CONGRESS  
1st Session

H. R. 3304

To impede drug trafficking affecting the United States.

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IN THE HOUSE OF REPRESENTATIVES

September 20, 1989

Mr. Geren introduced the following bill; which was referred jointly to the  
Committees on Foreign Affairs, Public Works and Transportation, Armed  
Services, and Government Operations

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A BILL

To impede drug trafficking affecting the United States.

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Be it enacted by the Senate and House of Representatives of the United  
States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Anti-Drug Trafficking Act of 1989".

SEC. 2. TERMINATION OF FOREIGN ASSISTANCE TO DRUG-TRAFFICKING COUNTRIES.

The United States may not provide assistance to the government of any  
drug-trafficking country.

SEC. 3. TERMINATION OF PRIVILEGES OF AIRCRAFT OF DRUG-TRAFFICKING COUNTRIES.

No aircraft of any foreign air carrier of any drug-trafficking country  
may use any landing area regulated, owned, controlled, or administered by  
the Federal Government or any Federal agency.

SEC. 4. MILITARY SURVEILLANCE ACTIVITIES RELATING TO DRUG SMUGGLING.

The Secretary of Defense may use personnel and equipment of the  
Department of Defense to detect and monitor, and assist any Federal agency  
in detecting and monitoring, the transit of illegal drugs into the United

States.

SEC. 5. TRANSFER OF DRUG-TRAFFICKING INFORMATION.

For any bona fide law enforcement purpose, the applicable head of any Federal agency may exchange any records and information relating to drug trafficking and drug-trafficking countries with officials of any law enforcement agency of any State or unit of local government.

SEC. 6. DEFINITIONS.

For purposes of this Act:

(1) Drug trafficking country.--The term "drug-trafficking country" means any foreign country, as determined by the President by executive order--

(A) with respect to any illegal drug or source material--

(i) that produces any such drug or material in an amount or manner significantly affecting the United States;

(ii) that is a direct source of any such drug or material in an amount or manner significantly affecting the United States;

(iii) through which are transported such drugs or materials in an amount or manner significantly affecting the United States; or

(iv) through which drug-related profits or monies are laundered in an amount or manner significantly affecting the United States; and

(B) in which the applicable activities under subparagraph (A) occur with the knowledge and complicity of the government.

(2) State.--The term "State" means the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, Guam, the Virgin Islands, American Samoa, the Trust Territories of the Pacific, and any other possession of the United States.

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